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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/091,587	03/07/2002	Satoshi Nagata	045237-0104	7716

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EXAMINER

ZEADE, BERTRAND

ART UNIT PAPER NUMBER

2875

DATE MAILED: 02/13/2003

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

10/091,587

Applicant(s)

NAGATA, SATOSHI

Examiner

Bertrand Zeade

Art Unit

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 07 March 2002.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-5 and 8 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☐ Claim(s) _____ is/are rejected.
- 7) ☐ Claim(s) 6-7 is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- 11) ☐ The proposed drawing correction filed on _____ is: a) ☐ approved b) ☐ disapproved by the Examiner.
If approved, corrected drawings are required in reply to this Office action.
- 12) ☐ The oath or declaration is objected to by the Examiner.

Priority under 35 U.S.C. §§ 119 and 120

- 13) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
a) ☒ All b) ☐ Some * c) ☐ None of:
1. ☒ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
* See the attached detailed Office action for a list of the certified copies not received.
- 14) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application).
a) ☐ The translation of the foreign language provisional application has been received.
- 15) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892) 4) ☐ Interview Summary (PTO-413) Paper No(s) _____
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948) 5) ☐ Notice of Informal Patent Application (PTO-152)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449) Paper No(s) _____ 6) ☐ Other:

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DETAILED ACTION

Claim Rejections - 35 USC § 102

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless -

(e) the invention was described in a patent granted on an application for patent by another filed in the United States before the invention thereof by the applicant for patent, or on an international application by another who has fulfilled the requirements of paragraphs (1), (2), and (4) of section 371© of this title before the invention thereof by the applicant for patent.

2.

The changes made to 35 U.S.C. 102(e) by the American Inventors Protection Act of 1999 (AIPA) do not apply to the examination of this application as the application being examined was not (1) filed on or after November 29, 2000, or (2) voluntarily published under 35 U.S.C. 122(b). Therefore, this application is examined under 35 U.S.C. 102(e) prior to the amendment by the AIPA (pre-AIPA 35 U.S.C. 102(e)).

3. Claims 1-5, 8 are rejected under 35 U.S.C. 102(e) as being anticipated by Curtindale (U.S.6,234,558).

Curtindale ('558) discloses an interior trim attachment apparatus for an automotive vehicle having:

Regarding 1, a lamp main body (see fig. 13); a plurality of engagement hooks (251) protruded from said lamp main body (figs. 13); a plurality of elastic engagement hooks or spring (col. 3, lines 36- 41) protruded from said lamp main body (see fig. 13); the plurality of said engagement hooks (251, 121) being respectively engaged with a plurality of engaged sections

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formed in a roof trim (see abstract), whereby said lamp main body (see fig. 13) is temporarily fixed to said roof trim (see abstract) and said lamp main body (301) and said roof trim (see abstract) are modularized; and the plurality of said elastic engagement hooks or spring (col. 3, lines 36- 41) being respectively elastically engaged with a plurality of engage sections (29, 41, 212) formed in the roof panel or body panel (25), whereby said lamp main body is fully fixed to said roof panel (131) so as to be integrally formed with said roof trim, wherein an inclined engagement surface which is elastically engaged with said engaged section in a state of being inclined with respect to said roof panel (131) is formed in said elastic engagement hook or spring (col. 3, lines 36- 41).

Regarding 2, the said elastic engagement hook (col. 3, lines 36- 41) is constituted by a leaf spring in which a fixed end section in one end fixed to said lamp main body (see fig. 13), a free end section in another end being free with respect to lamp main body (see fig. 13) , and said inclined engagement surface or metal clip (355) in the middle are bent (see figs. 1-13).

Regarding claim 3, a drop-out preventing piece or resilient leg (121) brought into contact with said lamp main body at a time when said inclined engagement surface (121) is elastically engaged with the engaged section of said roof panel is formed in said free end section of said elastic engagement hook (see figs. 1-13).

Regarding claim 4, a contact section (see fig. 1) brought into contact with said lamp main body at a time when said drop-out preventing piece or resilient leg (121) is brought into contact with said lamp main body is formed in said another end side of said drop-out preventing piece

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(121), and an inclined section inclined with respect to said lamp main body is formed between the contact section and said drop-out preventing piece (see figs. 1-13).

Regarding claim 5, the roof trim (see abstract) is constituted by a base member (93) positioned in a side of said roof panel or interior trim panel (131), and a mounting member (51) positioned in an inner side of a passenger room (see figs. 1-13).

Regarding claim 8, a contact section brought into contact with the roof trim is formed in a periphery of the lamp main body (see figs. 1-13).

Allowable Subject Matter

4. Claims 6 and 7 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

5. The following is a statement of reasons for the indication of allowable subject matter: The prior art of record neither teach nor suggest a foamed urethane, a sheet fabric, a felt, a resin, a non woven fabric employed for the mounting member respectively.

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Contact Information

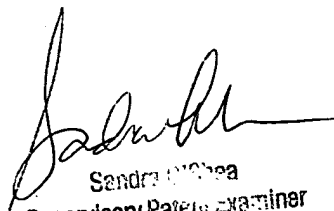
Any inquiry concerning this communication or earlier communications from the examiner should be directed to Bertrand Zeade whose telephone number is 703-308-6084. The examiner can normally be reached on Monday-Friday from 8:00 AM to 5:00 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Sandra O'Shea, can be reached on (703) 305-4939. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9318.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703-308-0956.

Examiner: Bertrand Zeade

February 7, 2003.


Sandra O'Shea
Supervisory Patent Examiner
Technology Center 2800